

Neel Chatterjee (SBN 173985)
nchatterjee@goodwinlaw.com

James Lin (SBN 310440)
jlin@goodwinlaw.com

GOODWIN PROCTER LLP
135 Commonwealth Drive
Menlo Park, California 94025
Tel.: +1 650 752 3100
Fax.: +1 650 853 1038

Brett Schuman (SBN 189247)
bschuman@goodwinlaw.com

Shane Brun (SBN 179079)
sbrun@goodwinlaw.com

Rachel M. Walsh (SBN 250568)
rwalsh@goodwinlaw.com

Hayes P. Hyde (SBN 308031)
hhyde@goodwinlaw.com

GOODWIN PROCTER LLP
Three Embarcadero Center
San Francisco, California 94111
Tel.: +1 415 733 6000
Fax.: +1 415 677 9041

Hong-An Vu (SBN 266268)
hvu@goodwinlaw.com

GOODWIN PROCTER LLP
601 S. Figueroa Street, 41st Floor
Los Angeles, California 90017
Tel.: +1 213 426 2500
Fax.: +1 213 623 1673

Attorneys for Defendant: Otto Trucking LLC

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

WAYMO LLC,

Plaintiff,

v.

UBER TECHNOLOGIES, INC.;
OTTOMOTTO LLC; OTTO
TRUCKING LLC,

Defendants.

Case No. 3:17-cv-00939-WHA

**DEFENDANT OTTO TRUCKING'S
ADMINISTRATIVE MOTION TO FILE UNDER
SEAL PORTIONS OF ITS RESPONSE TO
PLAINTIFF WAYMO LLC'S CORRECTED
SUPPLEMENTAL BRIEF (DKT NO. 1501) IN
SUPPORT OF ITS MOTION FOR ORDER TO
SHOW CAUSE**

Courtroom: F-15th Floor
Magistrate Judge: Hon. Jacqueline Scott Corley
Trial: October 10, 2017

Filed/Lodged Concurrently with:

1. Declaration of Hong-An Vu
2. [Proposed] Order
3. Redacted/Unredacted Versions
4. Proof of Service

Pursuant to Civil Local Rules 7-11 and 79-5, Defendant Otto Trucking LLC (“Otto Trucking”) submits this administrative motion for an order to file under seal its Response to Plaintiff Waymo LLC’s Corrected Supplemental Brief (Dkt. 1501) in Support of its Motion for Order to Show Cause Why Defendants Should Not Be Held In Contempt (the “Administrative Motion”). Specifically, Otto Trucking requests an order granting leave to file under seal the confidential portions of the following documents:

Document	Portions to Be Filed Under Seal
Otto Trucking’s Response to Plaintiff Waymo LLC’s Corrected Supplemental Brief	Highlighted Portions
Exhibit 2 to Vu Declaration – Document Bates-stamped WAYMO-UBER-00086885 – 00086892	Highlighted Portions
Exhibit 3 to Vu Declaration – Document Bates-stamped WAYMO-UBER-00086893 – 00086906	Entire Document
Exhibit 4 to Vu Declaration – Document Bates-stamped WAYMO-UBER-00086932 – 00086939	Highlighted portions
Exhibit 8 to Vu Declaration – Document Bates-stamped WAYMO-UBER-00011805	Entire Document
Exhibit 9 to Vu Declaration – Document Bates-stamped WAYMO-UBER-00086809 – 00086811	Entire Document
Exhibit 10 to Vu Declaration – Document Bates-stamped WAYMO-UBER-00086907 – 00086917	Entire Document
Exhibit 11 to Vu Declaration – Document Bates-stamped WAYMO-UBER-00086800 – 00086808	Entire Document
Exhibit 12 to Vu Declaration – Document Bates-stamped WAYMO-UBER-00086812 – 00086814	Entire Document
Exhibit 13 to Vu Declaration – Document Bates-stamped WAYMO-	Entire Document

1	UBER-00084600 – 00084601	
2	Exhibit 14 to Vu Declaration – Document Bates-stamped WAYMO- 3 UBER-00083662 – 00083663	Entire Document
4	Exhibit 15 to Vu Declaration – Document Bates-stamped WAYMO- 5 UBER-00035458 – 00035459	Entire Document
6	Exhibit 16 to Vu Declaration – Document Bates-stamped WAYMO- 7 UBER-00086817 – 00086819	Entire Document
8	Exhibit 17 to Vu Declaration – Document Bates-stamped WAYMO- 9 UBER-00084551 – 00084555	Entire Document
10	Exhibit 18 to Vu Declaration – Document Bates-stamped WAYMO- 11 UBER-00084575 – 00084581	Entire Document
12	Exhibit 19 to Vu Declaration – Declaration of Michael Janosko 13 dated March 9, 2017	Entire Document
14	Exhibit 22 to Vu Declaration – Excerpts of Deposition Transcript of 15 Kristinn Gudjonsson dated July 28, 16 2017	Highlighted Portions
17	Exhibit 23 to Vu Declaration – Excerpts of Deposition Transcript of 18 Kristinn Gudjonsson dated September 8, 2017	Entire Document
19	Exhibit 25 to Vu Declaration – Excerpts of Deposition Transcript of 20 Alexander (Sasha) Zbrozek dated 21 September 6, 2017	Entire Document
22	Exhibit 28 to Vu Declaration – Excerpts of Expert Report of Erik 23 Laykin dated September 7, 2017	Entire Document
24	Exhibit 29 to Vu Declaration – Document Bates-stamped 25 UBER00077201 – 00077202	Entire Document
26	Exhibit 30 to Vu Declaration -- Document Bates-stamped WAYMO- 27 UBER-00047580	Entire Document

The highlighted portions of Otto Trucking's Response to Waymo's Corrected Supplemental Brief, the highlighted portions of Exhibits 2, 4 and 22 to the Vu Declaration, and the entirety of Exhibits 3, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 23, 25, 28, and 30 to the Vu Declaration contain information that Waymo has designated "Confidential" or "Highly Confidential – Attorneys' Eyes Only" pursuant to the Protective Order in this case. Otto Trucking states no position about whether the confidentiality designations are appropriate. Otto Trucking anticipates that Waymo will file any necessary declarations to seal the above information pursuant to Local Rule 79-5.

The entirety of Exhibit 29 contains information that Uber Technologies, Inc. ("Uber") has designated "Confidential" pursuant to the Protective Order in this case. Uber will file a declaration to seal Exhibit 29 pursuant to Local Rule 79-5.

Otto Trucking's request to seal is narrowly tailored to those portions of the Administrative Motion and its supporting documents that merit provisional sealing.

Dated: September 15, 2017

Respectfully submitted,

By: /s/ Neel Chatterjee

Neel Chatterjee
nchatterjee@goodwinlaw.com
 Brett Schuman
bschuman@goodwinlaw.com
 Shane Brun
sbrun@goodwinlaw.com
 Rachel M. Walsh
rwalsh@goodwinlaw.com
 Hong-An Vu
hvu@goodwinlaw.com
 Hayes P. Hyde
hhyde@goodwinlaw.com
 James Lin
jlin@goodwinlaw.com
GOODWIN PROCTER LLP

Attorneys for Defendant: Otto Trucking LLC

CERTIFICATE OF SERVICE

I hereby certify that I electronically filed the foregoing document including all of its attachments with the Clerk of the Court for the United States District Court for the Northern District of California by using the CM/ECF system on **September 15, 2017**. I further certify that all participants in the case are registered CM/ECF users and that service of the publicly filed documents will be accomplished by the CM/ECF system.

I certify under penalty of perjury that the foregoing is true and correct. Executed on **September 15, 2017**.

/s/ Neel Chatterjee
NEEL CHATTERJEE